

FORTY-SIXTH DAY.

(Monday, March 29, 1937)

The Senate met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by President Woodul.

The roll was called, and the following Senators were present:

Aikin.	Oneal.
Beck.	Pace.
Burns.	Rawlings.
Collie.	Redditt.
Cotten.	Roberts.
Davis.	Shivers.
Head.	Spears.
Hill.	Stone.
Holbrook.	Sulak.
Isbell.	Van Zandt.
Lemens.	Weinert.
Moore.	Westerfeld.
Neal.	Winfield.
Nelson.	Woodruff.
Newton.	

The following Senators were absent and excused:

Brownlee.	Small.
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A quorum was announced present.

The invocation was offered by the Chaplain.

Reading of the Journal of the proceedings of Friday, March 26, 1937, was dispensed with, on motion of Senator Roberts.

Reports of Standing Committees.

Reports on Senate Bill No. 433, and on House Bills Nos. 672, 606 and 53 were submitted by the chairmen of the several committees to which they were referred. (See appendix for reports in full.)

Leaves of Absence Granted.

Senator Small and Senator Brownlee were granted leaves of absence for today, on account of important business, on motion of Senator Neal.

Free Conference Committee on Senate Bill No. 301.

The President announced the appointment of the following free conference committee on the part of the Senate on Senate Bill No. 301:

Senators Woodruff, Aikin, Lemens, Head and Roberts.

Senate Bill on First Reading.

The following (local) bill was introduced, read first time and referred by the President to the Committee on Finance:

By Senator Hill:

S. B. No. 446, A bill to be entitled "An Act providing relief for the Timpson Independent School District, Shelby County, Texas, in order to aid said school to rebuild school building destroyed by fire, making an appropriation for said district, and declaring an emergency."

Motion to Suspend Rule.

Senator Van Zandt moved that the rule limiting the time for introduction of certain bills to the first 45 days of the session be suspended, to permit the introduction at this time of:

A bill to be entitled "An Act amending Section 2, House Bill No. 32, Chapter 23, page 151, Acts of the 41st Legislature, Fifth Called Session, and declaring an emergency."

(Senator Rawlings in the Chair.)

Senator Hill raised a point of order on further consideration, at this time, of the motion to suspend, on the ground that the time allotted under the Senate Rules for the consideration of such motions has expired.

The Presiding Officer, Senator Rawlings, overruled the point of order.

(President in the Chair.)

The motion to suspend was lost by the following vote (not receiving the necessary four-fifths vote):

Yeas—21.

Aikin.	Newton.
Beck.	Rawlings.
Burns.	Roberts.
Collie.	Spears.
Cotten.	Stone.
Davis.	Van Zandt.
Head.	Weinert.
Lemens.	Westerfeld.
Moore.	Winfield.
Neal.	Woodruff.
Nelson.	

Nays—7.

Hill.	Redditt.
Holbrook.	Shivers.
Isbell.	Sulak.
Pace.	

Absent—Excused.

Brownlee.	Small.
Oneal.	

Message from the House.

A Clerk from the House was recognized to present the following message:

Hall of the House of Representatives,
Austin, Texas, March 29, 1937.
Hon. Walter F. Woodul, President of
the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills and resolutions:

H. B. No. 615, A bill to be entitled "An Act making an emergency appropriation to pay court costs accrued in the case of State of Texas versus Atlantic Oil Producing Company, et al., No. 53453, which case was tried in the district court of Travis County and is now on appeal in the Court of Civil Appeals, and declaring an emergency."

H. B. No. 847, A bill to be entitled "An Act making a supplemental appropriation out of the general revenue of the State of Texas for the department of the State Auditor and Efficiency Expert to pay the salaries of temporary employed auditors and for office stationery and supplies, and declaring an emergency."

H. C. R. No. 49, Granting Jim Moore permission to sue Cass County for personal injuries.

H. C. R. No. 59, Granting Sam Tobolowsky and James A. Gripeotis permission to sue the State of Texas and the State Highway Commission for property damages.

H. C. R. No. 76, Granting permission to C. A. Lanier to sue the Livestock Sanitary Commission for property damages.

The House has concurred in Senate amendments to House Bill No. 655 by a vote of 124 yeas, 0 nays.

H. B. No. 1020, A bill to be entitled "An Act making an appropriation of One Hundred Thousand (\$100,000.00) Dollars out of the Texas Old Age

Assistance Fund, to be used by the Texas Old Age Assistance Commission for payment of seasonal administrative expenses for the remainder of the present fiscal year, ending August 31, 1937; making provision for expenditure and use of this appropriation in addition to the sums of money already appropriated for administrative expenses of the Texas Old Age Assistance Commission for the remainder of the present year ending August 31, 1937, and declaring an emergency."

Respectfully submitted,

LOUISE SNOW PHINNEY,
Chief Clerk, House of Representatives.

Bills Signed.

The President signed in the presence of the Senate, after giving due notice thereof, the following enrolled bills:

C. S. for S. B. No. 99, "An Act making appropriations to certain State educational institutions, etc., and declaring an emergency."

S. B. No. 282, "An Act to amend Article 7256, Revised Civil Statutes of Texas, 1925, as amended by Section 1, Chapter 16, Acts of the First Called Session of the Forty-third Legislature, so as to provide that in counties having a population of seventy thousand (70,000) or more and less than seventy-seven thousand (77,000), according to the last Federal Census, and containing one or more cities or towns other than the county seat, which has in excess of one thousand (1,000) inhabitants, according to the last Federal Census, the assessor and collector of taxes, with the consent and approval of the commissioners' court, may appoint a deputy tax collector in each such county; and defining the duties of such deputies; and providing for the salaries of such deputies; and declaring an emergency."

H. B. No. 655, "An Act providing for the amount that may be allowed by county boards of trustees to the county superintendents of public instruction for expenditures for office and traveling expenses in certain counties according to the last preceding Federal Census; repealing all laws and parts of laws, general or special, in conflict therewith, and declaring an emergency."

House Bills on First Reading.

The following House bills, received from the House today, were laid before the Senate, read first time and referred to the appropriate committees indicated:

H. B. No. 847, to Committee on Finance.

H. B. No. 615, to Committee on Finance.

H. B. No. 1020, to Committee on Finance.

House Concurrent Resolutions Referred.

The following resolutions, received from the House today, were laid before the Senate, read severally and referred to the Committee on State Affairs:

H. C. R. No. 49.

H. C. R. No. 59.

H. C. R. No. 76.

Senate Resolution No. 58.

Senator Davis offered the following resolution:

Whereas, The West Texas Chamber of Commerce will hold its annual convention at Brownwood, Texas, May 10th and 12th, 1937; and,

Whereas, The chief topic at said convention will be soil conservation and flood control; and,

Whereas, Hon. Henry Wallace, Secretary of Agriculture, has been urged to appear as the chief speaker on said program by the West Texas Chamber of Commerce and the city of Brownwood; and,

Whereas, said organization embraces more than half of the area of Texas and is one of the largest organizations of its kind in the United States, and the subjects of soil conservation and flood control are two of the most vital problems confronting the people of this state and the nation; and much of said soil conservation work and flood control will be done under the supervision of the Secretary of Agriculture.

Therefore, Be It Resolved, That the Senate of Texas join the West Texas Chamber of Commerce and the city of Brownwood in urging the Hon. Henry Wallace, Secretary of Agriculture, to accept the invitation as the chief speaker on said program

and that a copy of this resolution be transmitted to him.

The resolution was read.

On motion of Senator Davis and by unanimous consent, the regular order of business was suspended, to permit consideration of the resolution at this time.

The resolution was adopted.

Motion to Take Up Senate Bill No. 177 on Engrossment.

Senator Woodruff moved that the regular order of business be suspended to take up and have placed on its passage to engrossment:

S. B. No. 177, A bill to be entitled "An Act to amend Section 7 of Chapter 13, Acts of the Third Called Session of the Forty-second Legislature, as amended by Chapter 136, Acts of the Regular Session of the Forty-third Legislature, as amended by Chapter 117, Acts of the First Called Session of the Forty-third Legislature, and as amended by Chapter 326, Acts of the Regular Session of the Forty-fourth Legislature, relative to the Board of County and District Road Indebtedness; and providing that if any part of this amendment be unconstitutional or be invalid for any reason, the remaining part shall, nevertheless, be in full force and effect; repealing Chapter 117, Acts of the First Called Session of the Forty-third Legislature, except as herein re-enacted, and declaring an emergency."

The motion was lost by the following vote (not receiving the necessary two-thirds vote):

Yeas—12.

Aikin.	Neal.
Beck.	Pace.
Collie.	Redditt.
Head.	Stone.
Holbrook.	Weinert.
Isbell.	Woodruff.

Nays—10.

Davis.	Shivers.
Hill.	Spears.
Nelson.	Van Zandt.
Newton.	Westerfeld.
Roberts.	Winfield.

Present—Not Voting.

Lemens.	Rawlings.
Moore.	

Absent.

Burns. Sulak.
Cotten.

Absent—Excused.

Brownlee. Small.
Oneal.

Senate Bill No. 436 on Second Reading.

The President laid before the Senate, as a special order for this hour, on its second reading and passage to engrossment:

S. B. No. 436, A bill to be entitled "An Act declaring the floods of Bexar County, Texas, to be a public calamity; authorizing an adoption and grant to Bexar County of one-half of the State ad valorem taxes collected in Bexar County for flood control improvement and maintenance purposes, specifying the reports thereon to be made by the Assessor and Collector of Taxes, authorizing the issuance of bonds secured by a pledge of the funds donated and granted by the State and prescribing the manner of issuance thereof; etc., and declaring an emergency."

The bill was read second time.

Senator Spears offered the following amendments to the bill:

(1)

Amend S. B. No. 436, page 1, by adding a new paragraph between lines 51 and 52, reading as follows to-wit:

"There is hereby created the 'Bexar County Flood Control Board', which said 'Board' shall be composed of the Mayor of the city of San Antonio, Texas, and the four City Commissioners, also the County Judge of Bexar County, Texas, and the four County Commissioners; that said Mayor and four City Commissioners and the County Judge and the four County Commissioners shall constitute the 'Bexar County Flood Control Board', and the use of the word 'Board' hereinafter in this bill shall mean the 'Bexar County Flood Control Board'.

It is further provided that no additional compensation, other than that now provided by law shall be

paid said officials constituting said 'Board' for the performance of duties in accordance with the terms of this act."

(2)

Amend S. B. No. 436, page 1, line 52, by striking out the following words:

"The Commissioners' Court of Bexar County, Texas" and substitute in lieu thereof the following:

"The Bexar County Flood Control Board."

The amendments were adopted severally.

Senator Spears offered the following amendments to the bill:

(1)

Amend S. B. No. 436, page 1, line 58, by striking out on said line the words "Commissioner's Court", and substitute in lieu therefor the word "Board."

(2)

Amend S. B. No. 436, page 2, line 10, by striking out the words "Commissioners Court," and substitute in lieu therefor the words "Bexar County Flood Control Board."

(3)

Amend S. B. No. 436, page 2, line 54, by striking out the words "Commissioners' Court," and substituting in lieu thereof the word "Board."

(4)

Amend S. B. No. 436, page 3, line 8, by striking out the words "Commissioners' Court" and substituting in lieu thereof the word "Board."

(5)

Amend S. B. No. 436 by striking out the words "Commissioners Court," on line 30, page 3, and substitute therefor the word "Board."

(6)

Amend S. B. No. 436, page 3, Section 4, lines 17 and 18, by striking out all of lines 17, 18 and the word "them" on line 19, and substitute in lieu thereof the following:

"Be signed by the County Judge, attested by the County Clerk, the Mayor of the City of San Antonio, attested by the City Clerk and the seal of the Commissioners' Court of Bexar County and the City of San Antonio, Texas, shall be affixed to each of them."

The amendments were adopted severally.

Senator Spears offered the following amendment to the bill:

Amend the caption to conform to body of the bill as amended.

The amendment was adopted.

The bill was then passed to engrossment.

Senate Bill No. 436 on Third Reading.

Senator Spears moved that the constitutional rule requiring bills to be read on three several days be suspended and that S. B. No. 436 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—23.

Collie.	Pace.
Cotten.	Rawlings.
Davis.	Redditt.
Head.	Shivers.
Hill.	Spears.
Holbrook.	Stone.
Isbell.	Sulak.
Lemens.	Van Zandt.
Moore.	Westerfeld.
Neal.	Winfield.
Nelson.	Woodruff.
Newton.	

Nays—4.

Aikin.	Roberts.
Beck.	Weinert.

Absent.

Burns.

Absent—Excused.

Brownlee.	Small.
Oneal.	

The President then laid S. B. No. 436 before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—18.

Collie.	Pace.
Cotten.	Rawlings.
Davis.	Redditt.
Head.	Shivers.
Hill.	Spears.
Holbrook.	Stone.
Moore.	Westerfeld.
Nelson.	Winfield.
Newton.	Woodruff.

Nays—8.

Aikin.	Roberts.
Beck.	Sulak.
Isbell.	Van Zandt.
Lemens.	Weinert.

Present—Not Voting.

Neal.

Absent.

Burns.

Absent—Excused.

Brownlee.	Small.
Oneal.	

House Bill No. 353 on Second Reading.

The President laid before the Senate, as a special order for this hour, on its second reading and passage to third reading:

H. B. No. 353, A bill to be entitled "An Act making certain emergency appropriations out of the General Revenue Fund of the State of Texas for the Livestock Sanitary Commission for the balance of the fiscal year ending August 31, 1937, to cover the purchase of dip materials, marking paint salaries of inspectors, salaries of county supervisors, salaries of district supervisors, and traveling expenses, and declaring an emergency."

The bill was read second time.

Senator Rawlings offered the following amendment to the bill:

Amend Section 2 of H. B. No. 353 by adding thereto the following paragraph:

"Provided, further, that the Live Stock Sanitary Commission shall be, and is hereby authorized to appoint inspectors and assign them without regard to the county of their residence, and without the endorsement

or nomination of a county commissioners' court, and all laws and parts of laws in conflict herewith are hereby repealed."

ONEAL,
RAWLINGS.

The amendment was adopted.

Senator Aikin offered the following amendment to the bill:

Amend H. B. No. 353 by adding new section to be known as Section 2 A, to read as follows:

To supplement appropriation to be disbursed through the State Department of Education with the approval of the State Board of Education made in H. B. No. 327, Acts of the Regular Session of the Forty-fourth Legislature; same being equalization appropriation for rural schools ----- One Million Six Hundred Thirty-seven Thousand Dollars (\$1,637,000).

AIKIN,
COTTEN.

Senator Rawlings raised a point of order on consideration of the amendment, on the ground that it is not germane to the subject-matter of the bill.

Senator Moore called for the immediate ruling of the President on the point of order, and the demand for an immediate ruling was duly seconded.

The President sustained the point of order.

Senator Burns offered the following amendment to the bill:

Amend H. B. No. 353 by adding a new section to be numbered 2a:

Said Sanitary Commission shall use a part of said money for the purpose of buying dip and cleaning dipping vats in said counties where cattle dipping is carried on under the supervision of the Livestock Sanitary Commission.

Senator Weinert offered the following amendment to the amendment:

Amend the Burns amendment by striking out the word "shall" and inserting in lieu thereof the word "may."

WEINERT,
BURNS.

Senator Woodruff moved the previous question on the pending amendments and the passage of the bill to third reading, and the motion was duly seconded.

Question—Shall the main question be now ordered?

Yeas and nays were demanded, and the main question was ordered by the following vote:

Yeas—20.

Burns.	Nelson.
Cotten.	Newton.
Davis.	Pace.
Head.	Redditt.
Hill.	Roberts.
Holbrook.	Shivers.
Isbell.	Sulak.
Lemens.	Weinert.
Moore.	Westerfeld.
Neal.	Woodruff.

Nays 6.

Aikin.	Oneal.
Beck.	Stone.
Collie.	Van Zandt.

Present—Not Voting.

Rawlings.

Absent.

Spears.	Winfield.
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Absent—Excused.

Brownlee.	Small.
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Question then first recurring on the amendment to the amendment, it was adopted.

Senator Aikin raised a point of order on further consideration of the bill at this time, on the ground that there was not a quorum present in the committee at the time it was ordered reported favorably.

The President overruled the point of order.

Question next recurring on amendment as amended, yeas and nays were demanded.

The amendment as amended was adopted by the following vote:

Yeas—17.

Aikin.	Head.
Beck.	Hill.
Burns.	Lemens.
Cotten.	Moore.

Newton.
Pace.
Redditt.
Roberts.
Shivers.

Stone.
Sulak.
Van Zandt.
Weinert.

Nays—11.

Collie.
Davis.
Holbrook.
Isbell.
Neal.
Nelson.

Oneal.
Rawlings.
Westerfeld.
Winfield.
Woodruff.

Absent.

Spears.

Absent—Excused.

Brownlee. Small.

Senator Aikin moved to postpone further consideration of the bill indefinitely.

Senator Burns raised the point of order: That a motion to postpone indefinitely may not be considered at this time on account of the main question having been ordered on the passage of the bill to third reading.

The President sustained the point of order.

Question then recurring on the passage of the bill to third reading, yeas and nays were demanded.

The bill was passed to third reading by the following vote:

Yeas—22.

Burns.
Collie.
Cotten.
Davis.
Head.
Holbrook.
Lemens.
Moore.
Neal.
Nelson.
Newton.

Oneal.
Pace.
Rawlings.
Redditt.
Roberts.
Shivers.
Spears.
Sulak.
Weinert.
Westerfeld.
Woodruff.

Nays—6.

Aikin.
Beck.
Hill.

Isbell.
Stone.
Van Zandt.

Absent.

Winfield.

Absent—Excused.

Brownlee. Small.

Motions to Suspend Constitutional Rule.

Senator Shivers moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 353 be placed on its third reading and final passage.

The motion was lost by the following vote (not receiving the necessary four-fifths vote):

Yeas—23.

Burns.
Collie.
Cotten.
Davis.
Head.
Holbrook.
Lemens.
Moore.
Neal.
Nelson.
Newton.
Oneal.

Pace.
Rawlings.
Redditt.
Roberts.
Shivers.
Spears.
Sulak.
Weinert.
Westerfeld.
Winfield.
Woodruff.

Nays—6.

Aikin.
Beck.
Hill.

Isbell.
Stone.
Van Zandt.

Absent—Excused.

Brownlee. Small.

Senator Rawlings moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 353 be placed on its third reading and final passage.

Senator Aikin raised a point of order on consideration at this time of the motion to suspend the constitutional rule, on the ground that no business has been transacted by the Senate since the same motion, made by Senator Shivers, was defeated.

The President overruled the point of order.

The motion to suspend the constitutional rule was lost by the following vote (not receiving the necessary four-fifths vote):

Yeas—22.

Burns.
Collie.
Cotten.

Davis.
Head.
Holbrook.

Lemens.	Shivers.
Moore.	Spears.
Neal.	Sulak.
Newton.	Van Zandt.
Oneal.	Weinert.
Rawlings.	Westerfeld.
Redditt.	Winfield.
Roberts.	Woodruff.

Nays—6.

Aikin.	Isbell.
Beck.	Pace.
Hill.	Stone.

Absent.

Nelson.

Absent—Excused.

Brownlee.	Small.
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Senate Bill No. 177 on Second Reading.

The President laid before the Senate on its passage to engrossment (the bill having been read second time on February 24, 1937):

S. B. No. 177, A bill to be entitled "An Act to amend Section 7 of Chapter 13, Acts of the Third Called Session of the Forty-second Legislature, as amended by Chapter 136, Acts of the Regular Session of the Forty-third Legislature, as amended by Chapter 117, Acts of the First Called Session of the Forty-third Legislature, and as amended by Chapter 326, Acts of the Regular Session of the Forty-fourth Legislature, relative to the Board of County and District Road Indebtedness; and providing that if any part of this amendment be unconstitutional or be invalid for any reason, the remaining part shall, nevertheless, be in full force and effect; repealing Chapter 117, Acts of the First Called Session of the Forty-third Legislature, except as herein re-enacted, and declaring an emergency."

With the following amendment offered by Senator Shivers on March 23, 1937, pending:

Amend S. B. No. 177 by striking out in line 31 the following:

"On September 17, 1932, or that theretofore constituted a part of said system."

Question—Shall the amendment be adopted?

Senator Woodruff moved the previous question on the amendment and the engrossment of the bill, and the motion was duly seconded.

The Senate refused to order the main question at this time.

Senator Shivers, by unanimous consent, withdrew the pending amendment.

Senator Shivers offered the following amendment to the bill:

Amend S. B. No. 177 by inserting after the word "district" in line 40 of page 1 of said bill the following:

"And all bonds, warrants and other evidences of indebtedness issued by counties or defined road districts of the State of Texas the proceeds of which were used in the construction of county or lateral roads which after having been so constructed have been or may hereafter be designated by the State Highway Commission and have become or may hereafter become a part of the State Highway System."

(Senator Hill in the Chair.)

Question—Shall the amendment be adopted?

Adjournment.

Senator Collie moved that the Senate recess to 2 o'clock p. m. today.

Senator Pace moved that the Senate adjourn until 10 o'clock a. m. tomorrow.

(President in the Chair.)

Question first recurring on the motion to adjourn, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—21.

Beck.	Redditt.
Cotten.	Roberts.
Davis.	Shivers.
Head.	Spears.
Holbrook.	Stone.
Isbell.	Sulak.
Lemens.	Van Zandt.
Neal.	Weinert.
Newton.	Westerfeld.
Pace.	Winfield.
Rawlings.	

Nays—7.

Aikin. Moore.
Burns. Oneal.
Collie. Woodruff.
Hill.

Absent.

Nelson.

Absent—Excused.

Brownlee. Small.

The Senate, accordingly, at 12:05 o'clock p. m. adjourned until 10 o'clock a. m. tomorrow.

APPENDIX

Bills Filed in Department of State.

Austin, Texas March 26, 1937.

Hon. Bob Barker, Secretary of the Senate.

Dear Sir: I submit herewith a list of bills and resolutions passed by the Forty-fifth Legislature which were filed in this office Thursday, March 25, 1937:

S. B. No. 227:

Vote in the Senate, yeas 30, nays 0.
Vote in the House, yeas 125, nays 0.

Date signed by the Governor, March 25, 1937.

S. B. No. 333:

Vote in the Senate, yeas 25, nays 0.
Vote in the House, yeas 127, nays 0.

Date signed by the Governor, March 25, 1937.

S. B. No. 418:

Vote in the Senate, yeas 31, nays 0.
Vote in the House, yeas 113, nays 1.

Date signed by the Governor, March 25, 1937.

S. J. R. No. 9:

Vote in the Senate, yeas 28, nays 0.
Vote in the House, yeas 117, nays 6.

Date signed by the Governor, March 25, 1937.

H. B. No. 60:

Vote in the Senate, yeas 28, nays 0.
Vote in the House, yeas 108, nays 0.

Date signed by the Governor, March 25, 1937.

H. B. No. 221:

Vote in the Senate, yeas 22, nays 5.
Vote in the House, yeas 122, nays 1.

Date signed by the Governor, March 25, 1937.

H. B. No. 276:

Vote in the Senate, yeas 28, nays 0.
Vote in the House, yeas 120, nays 0.

Date signed by the Governor, March 25, 1937.

H. B. No. 450:

Vote in the Senate, yeas 28, nays 0.
Vote in the House, yeas 115, nays 0.

Date signed by the Governor, March 25, 1937.

H. B. No. 507:

Vote in the Senate, yeas 27, nays 1.
Vote in the House, yeas 112, nays 0.

Date signed by the Governor, March 25, 1937.

H. C. R. No. 71:

Vote in the Senate, viva voce.
Vote in the House, viva voce.
Date signed by the Governor, unsigned.

Assuring you of my sincere pleasure in performing this service, I am
Yours very truly,

EDWARD CLARK,
Secretary of State.

By: M. E. SANDLIN,

Assistant Secretary of State.

Austin, Texas, March 27, 1937.

Hon. Bob Barker, Secretary of the Senate.

Dear Sir: I submit herewith a list of bills and resolutions passed by the Forty-fifth Legislature which were filed in this office Friday, March 26, 1937:

S. B. No. 223:

Vote in the Senate, yeas 29, nays 0.
Vote in the House, yeas 125, nays 0.

Date signed by the Governor, March 26, 1937.

H. B. No. 509:

Vote in the Senate, viva voce.
Vote in the House, yeas 111, nays 0.

Date signed by the Governor, March 26, 1937.

H. B. No. 714:
Vote in the Senate, yeas 22, nays 6.
Vote in the House, yeas 117,
nays 3.
Date signed by the Governor,
March 26, 1937.

H. C. R. No. 75:
Vote in the Senate, viva voce.
Vote in the House, viva voce.
Date signed by the Governor,
March 26, 1937.

Assuring you of my sincere pleasure in performing this service, I am

Yours very truly,

EDWARD CLARK,
Secretary of State.

By: M. E. SANDLIN,
Assistant Secretary of State.

Reports of Standing Committees.

Committee Room,
Austin, Texas, March 29, 1937.
Hon. Walter F. Woodul, President of
the Senate.

Sir: We, your Committee on
Counties and County Boundaries, to
whom was referred

S. B. No. 433, A bill to be entitled
"An Act to fix the salaries and
County Commissioners in Counties
with a population of not less than
two thousand and forty-eight (2048)
inhabitants, nor more than two thousand,
two hundred and eighteen
(2218) inhabitants, according to the
last Federal Census as to population,
and providing for the manner of the
payment of the salaries and the
funds from which said salaries shall
be paid; and repeal all laws in conflict
herewith, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

SPEARS, Chairman.

Committee Room,
Austin, Texas, March 25, 1937.
Hon. Walter F. Woodul, President of
the Senate.

Sir: We, your Committee on
Criminal Jurisprudence to whom was referred

H. B. No. 53, A bill to be entitled
"An Act repealing Chapter 10 of the
Laws of the Forty-third Legislature,
First Called Session, being House Bill
No. 12, pages 32-41 of the General
and Special Laws of the Forty-third

Legislature, First Called Session, and re-enacting Articles 645, 647, 648, 649, 650 and 651 of the Penal Code of the State of Texas, to prohibit the buying and selling of pools or receiving or making bets on horse racing and to provide a penalty for its violation, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

STONE, Chairman.

Committee Room,
Austin, Texas, March 29, 1937.
Hon. Walter F. Woodul, President of
the Senate.

Sir: We, your Committee on
Educational Affairs, to whom was referred

H. B. No. 606, A bill to be entitled
"An Act to amend Article 2687, Revised Civil Statutes of Texas, 1925, prescribing the time of meeting of the County Board of School Trustees in counties containing a population of not less than forty-three thousand, one hundred and eighty (43,180) and not more than forty-four thousand, one hundred (44,100) population, according to the last preceding Federal Census; provided for their compensation; providing the fund from which same shall be paid; providing this Act shall be cumulative of all existing laws on this subject but this Act shall apply where in conflict therewith, and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

COTTEN, Chairman.

Committee Room,
Austin, Texas, March 29, 1937.
Hon. Walter F. Woodul, President of
the Senate.

Sir: We, your Committee on
Criminal Jurisprudence, to whom was referred

H. B. No. 672, A bill to be entitled
"An Act authorizing the Commissioners' Court in certain counties to require all male convicts to labor on the public roads; providing that each convict shall receive a credit of One Dollar (\$1.00) a day for each day so employed; providing for the pay-

ment of fees to officers and witnesses; providing that the Commissioners' Court shall provide for the transportation of the county convicts who may be ordered to work on said roads, and for the transportation from place to place in the county of the various employees, hands, laborers, mechanics, and artisans who may be employed on the roads and bridges of the county in the inspection and general supervision of the roads and bridges of said counties by providing for the purchase by the Court of such motor vehicles, motor trucks, and trailers as may appear reasonably necessary and proper by said Court for said purposes; providing for the necessary and incidental expenditures for the maintenance and upkeep of said motor vehicles as may be provided by said Court; providing the duties of certain officers in connection herewith and prescribing a penalty for failure to perform such duties, etc."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

DAVIS, Vice-Chairman.

Committee Room,
Austin, Texas, March 26, 1937.
Hon. Walter F. Woodul, President of the Senate.

Sir: We, your Committee on Enrolled Bills, have had S. B. No. 282 and S. B. No. 99 carefully examined and compared and find same correctly enrolled.

WESTERFELD, Chairman.

FORTY-SEVENTH DAY.

(Tuesday, March 30, 1937)

The Senate met at 10 o'clock a. m., pursuant to adjournment, and was called to order by President Woodul.

The roll was called and the following Senators were present:

Aikin.	Head.
Beck.	Hill.
Brownlee.	Holbrook.
Burns.	Isbell.
Collie.	Lemens.
Cotten.	Moore.
Davis.	Neal.

Nelson.	Spears.
Newton.	Stone.
Oneal.	Sulak.
Pace.	Van Zandt.
Rawlings.	Weinert.
Redditt.	Westerfeld.
Roberts.	Winfield.
Shivers.	Woodruff.
Small.	

A quorum was announced present.
The invocation was offered by the Chaplain.

Reading of the Journal of the proceedings of yesterday was dispensed with, on motion of Senator Lemens.

Reports of Standing Committees.

Reports on Senate Bills Nos. 352, 27, 421, 424, 448, 447 and 444, on House Bills Nos. 153, 765, 427, 716, 145, 602, 511, 584 and 675, and on S. J. R. No. 10 were submitted by the chairmen of the several committees to which they were referred. (See Appendix for reports in full.)

Senate Bills on First Reading.

The following (local) bills were introduced, read first time and referred by the President to the appropriate committees as indicated:

By Senator Moore:

S. B. No. 447, A bill to be entitled "An Act prescribing certain conditions to be met before any grant or donation of State ad valorem taxes shall become finally effective in counties having a population of three hundred fifty thousand or more according to the last preceding or any future Federal Census; providing the method of determining disputes with respect to valuations between the State Comptroller and the commissioners' court; giving the district court of such counties jurisdiction to hear certain matters and the procedure therefor; providing for the adoption of plans for the expenditure of funds; providing for the voting of bonds and the procedure therefor; providing for the levying of taxes to service said bonds and limiting said tax; empowering the Attorney General under certain conditions to perform certain duties with reference to the collection of delinquent taxes; providing for notice to the Attorney General of the status of delinquent taxes; providing that if any provision